

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD
SPECIAL CIVIL APPLICATION No. 1739 of 1996

For Approval and Signature:

HONOURABLE MS. JUSTICE R.M.DOSHIT

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- 1 Whether Reporters of Local Papers may be allowed to see the judgment ?
- 2 To be referred to the Reporter or not ?
- 3 Whether their Lordships wish to see the fair copy of the judgment ?
- 4 Whether this case involves a substantial question of law as to the interpretation of the constitution of India, 1950 or any order made thereunder ?
- 5 Whether it is to be circulated to the civil judge ?

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KRISHAK BHARTI CO OPERATIVE LIMITED & 1 - Petitioner(s)
Versus
UNION OF INDIA & 4 - Respondent(s)

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Appearance :

MR KEYUR GANDHI for NANAVATI ASSOCIATES for Petitioner(s) : 1,
SERVED BY RPAD - (R) for Respondent(s) : 1 - 2.
MR JJ YAJNIK for Respondent(s) : 3,
Respondent(s) : 4 - 5 SERVED .

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CORAM : HONOURABLE MS. JUSTICE R.M.DOSHIT

Date : 01/10/2007

ORAL JUDGMENT

This petition has been preferred by the Krishak Bharti Cooperative Limited, a cooperative society engaged in manufacturing and distributing chemicals

and fertilizers. The petition is essentially one for refund of the amount of excess freight allegedly charged by the respondent - Western Railway.

Mr.Gandhi states that the petitioners shall lodge their claim before the Railway Claims Tribunal which is the appropriate forum in the subject matter of this petition. He, therefore, seeks leave to withdraw this petition.

Leave is granted. Petition is disposed of as withdrawn. Rule is discharged.

(Ms. R.M.Doshit, J.)

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